PUSHED INTO A POST AND HIS HEAD INJURED

Fahy, of Columbus Basketball Great International Arsenal Where Team, Injured in Game with

Hanover. COLUMBUS QUIT GAME HOTEL IN CONNECTION

Because of the Unfair Decisions of the Referee-Hanover Victorious.

Special to the Indianapolis Journal. COLUMBUS, Feb. 5.-The Hanover College basketball team defeated the Columbus Young Men's Club five here to-night by a score of 24 to 10. The game was full of roughness, and Fahy, of the local five, was pushed into a post in the second half, cutting a deep gash in his forehead. He was taken from the game on account of his injury. Spaulding, the referee, is the physical director at Hanover, and he showed early in the game that he would favor his own team in close decisions. His decisions became so 'rank that the Columbus players quit the game in the second half, but were finally persuaded to return and play it out. De Boss, the star center of the Y. M. C. team, was out of the game on account of an injury, and this weakened the local team materially. Columbus was decidedly off at critical times and the team work of Hanover was superb. The game was fast from start to finish, the only disagreeable feature being the constant arguing. Line-up and

Y. M. C.	Position.	Hanover.
Behrman	Forward	Green
	Forward	
Clay	Center	Fisher
	s Guard	
Cline	Guard	Ranne

Score—Hanover, 24; Columbus Y. M. C., 10. Goals from field—Clay, Benrman (2), Fahy, Fisher, Green (4), Morris (3). Goals from foul—Rook, Cline, Morris (8). Fouls—Clay (2), Behrman, Hook (4), Fahy, O. Morris, Cline, Whallon (2), Ranne (3), Fisher (3), Green (3), Morris (2). Referee-Spaulding. Umpire-Jackson. Attendance-250.

BUTLER"S TEAM EASY . FOR THE EARLHAM FIVE

The Earlham College basketball team de- may furnish themselves in whatever is esfeated the Butler five in the Y. M. C. A. gymnasium yesterday afternoon by a score of 21 to 14. The first period was closely contested and both sides showed excellent form in passing and defense work. In the second period the staying powers of the Earlham five proved too much for Butler and the visitors scored with comparative ease. Line-

Additions London Dates.
R. Wilson Forward Murray
W. Wilson, Kingsbury,
Fridd Forward Anthony
Tharpe Center Brown
Allen Guard Mauzy
Brunson Guard Davenport
Score-Earlham, 21; Butler, 14. Goals from
field-Murray, 2: Kingsbury, 3: R. Wilson,
field-Murray, 2; Kingsbury, 3; R. Wilson, 2; W. Wilson, 1; Tharpe, 2; Brunson, 2.
Goals from foul-Murray, 1; Kingsbury, 1;
R. Wilson, 2; Tharpe, 4. Fouls-Murray, 3;
Kingsbury, 1; Anthony, 1; Brown, 2; Mauzy,
4; Davenport, 3. Points awarded on fouls
committed during throws for goal-Butler.
1; Earlham, 1. Umpire-Stanley, Referee-
Harden. Attendance-300.

Shortridge Team Indignant.

The members of the Shortridge basketball team are indignant over the fact that Manager Wade will not hire a coach for the five. Ralph Jones had held his position twice during the present season and has helped the North Side lads materially. However, the City League season is now over and but few outside games remain to be played. Manager Wade stated that he did not want an essence of professionalism in the Shortridge athletics and for this reason he did not desire to hire a coach.

TOOK POISON AND DIED.

Preferred Death to Standing Trial men and 4,000 officials. for Embezziement.

SAN FRANCISCO, Feb. 5 .- Malcolm de La Fere, doctor, ex-soldier and inventor, ence applied to business that won the vicwho was wanted by the Minneapolis police | tory. When all the money was being swalted suicide here by taking poison. De la steel he hit on a new principle for a roller. Fere came to this city last April from It brought in money which was devoted to Minneapolis, to escape trial for the misuse | the experiments; and after long and weary | CHICAGO HAS MANY of funds intrusted to him.

While in Minneapolis he attained some distinction as an inventor of electric railway devices, a number of which are at | but could not find the money. Then he inpresent in use. When the Spanish-American war broke out. De la Fere enlisted in the Thirteenth Minnesota Volunteers and was made an assistant surgeon, serving with distinction in the Philippines.

TRADE, INDUSTRY, LABOR.

The coal operators of Wise county, Virmen are affected. The meeting of Lake Superior ore mine

owners and ore sales agents at Cleveland adjourned last evening subject to call of the chairman. No action was taken relative cause of the absence of some of the largest ore miners in the district.

The Austrian customs officials yesterday signment of forty carloads of Argentine beef, the first to arrive at Vienna, and ordered it returned immediately across the border. It appears the shipment would not have been allowed to enter Austria at all had it not been for an oversight of the fred Krupp's block of 4,000-pounds "created customs officers who thought it an ordinary consignment from London.

J. G. Butler, chairman of the Bessemer Pig Iron Association, states that on Feb. 1. 1904, there were ninety-nine furnaces running, with a daily capacity of 40,500 tons, and sixty-seven furnaces out of blast. These furnaces are tributary to the Lake Superior ore region and include Johnstown, Pittsburg | takes his place at the head of it. The men and vicinity, Wheeling and vicinity, the Ma- are the elite of the staff. Their fathers honing and Shenango valleys, Southern did the work before them, and the secret Ohio and the Columbus and Cleveland districts. The idle capacity is 28 per cent. The and the skill of manipulation are handed idle capacity on Jan 1 was 69 per cent.

Vice Chancellor Stevenson has granted an outsiders are ever admitted. order to show cause why a receiver should not be appointed for the Lambert Schmidt Telephone Manufacturing Company, Weehawken, N. J. The application is made by the New York Supply and Equipment Company, a creditor of the concern, which alleges that the telephone company has no funds to meet a number of notes which are light of a score of white-hot pots of burnabout to mature. The liabilities are placed at about \$140,125, and the only assets, it is claimed, are the building of the plant at

Weehawken. Sully Explains Cotton Slump.

NEW ORLEANS, Feb. 5.-Daniel J. Sully, who will not leave New York as reported, to-day wired his New Orleans manager as follows regarding the present conliquidation in the market, although to some extent the result of a war scare, was induced largely as a matter of protection. The selling orders were for weak long customers whose margins had grown dangerously small as a result of the recent declines."

Indorsed by North Carolina.

GREENSBORO, N. C., Feb. 5.-The state Republican executive committee to-day se-Roosevelt's administration and pledging stations and 50 miles of wire, and 379 telehim support. An amendment was adopted | phone stations and 225 miles of line. The commending the President's action in re- | whole undertaking, with a capital of £8,000 .gard to the Panama situation.

Twelfth Juror Secured.

CHICAGO, Feb. 5.-The twelfth juror was secured to-night for the trial of Marx Neidermeler and Van Dine, car-barn bandits, and the taking of evidence will commence to-morrow. Twenty-four days have been consumed in the work of securing a jury.

Gardner and Carter Matched. MILWAUKEE, Feb. 5 .- George Gardner, of Lowell, Mass., and Kid Carter, of Brooklyn, have been matched to go six rounds efore the Milwaukee Boxing Club on

KRUPP'S LARGE FACTORY MAKES ARMS FOR WORLD

Representatives of All Nations Meet.

ESSEN, Feb. 5.-Essen is the army and navy stores of the nations. Essen is Krupps; Krupps is Essen. War is its primary business, and it may be busy ere long; but to think of Essen as merely a cannon and armor factory is to misunderstand the genius of the Krupp family. Looking down on the town from one of the pleasant wooded heights on which Alfred Krupp planted the colonies for aged or disabled veterans of industry, one sees n forest of tall chimneys and dozens of huge, lofty workshops marshaled like forts all round the habitations of men. On a nearer approach one discovers that some sixty factories or departments make up this gigantic organization. Forty miles of standard railway link them together, and carry their products abroad to the great world, and thirty miles of narrow lines are required as auxiliary for the shops. In the narrow, dingy streets between the

factories the workmen live and the shopkeepers flourish-each of them as do not move out to the colonies beyond the town. Boom! boom! Ever and anon one hears the roar of a great gun or the bark of field artillery close at hand. It is the artillerymen of Krupps trying new weapons or testing a piece of plate for the satisfaction of a buyer or for the credit of the firm. There is as much firing of artillery here just outside the workshops as on many a training ground. When one goes in Essen a Krupp factory is the feature of the street. The gates are open, but double sen-tries guard them, and no one may pass without credentials.

WORLD'S FIGHTING MACHINES. In the private hotel at the works you may meet any day representatives of half the armies and navies of the world, come to see their fighting machines being made dinner near Russians, Chinese and South Americans, Italians and Austrians. For this is the international arsenal where all sential to the art of war. Krupps make the great guns and the little guns for the warships, they make the armor to defend the ships, and the projectiles to pierce the armor. At Kiel they make the ships themselves and the engines to drive them. They make at Buckau the plates for forts, and at Essen they make the field guns and the of every description they will make for you. | cost \$5, and I got into the cab. Any new republic or kingdom can be furnished with an army and navy complete by Krupps if it can only find the men. The cannon factories obliterate one's impressions of Woolrich. In half a century the Krupps have turned out 40,000 cannon, which would give them a rate of producproaching a thousand a year.

Peace is almost as great an interest of Krupps as war. Half the factories which bear the name at Essen are devoted to the peaceful work of commerce. They make all that can be made of steel for railwayswheels, axles and engine parts. At Essen for sternpost and stem and crankshafts, and are furnished with plates and frames. Fine steel for tools and a dozen other varrieties proceed from Essen. One of the features is "the American Department," which is employed in making railway wheels and axles for American orders, and especially for Pullman cars. It is quality that does it, they tell you. The Americans, with their rapid, wholesale methods, cannot reach the standard of Krupp crucible steel, which is, of course, the basis of the

It was to make a finer steel that Peter Friedrich Krupp experimented amid poverty and disappointment a century ago. He discovered the secret of the crucible, but could not find how to cast steel into large fourteen years of age, took up the work with falth and pertinacity, and on the development of the original body. Alfred, then she told the story. She had been robbed of all her money, \$45, a ring worth \$175, her watch and many small articles. velopment of the principle, built up an organization which now employs 40,000 work-

CASTING CRUCIBLE STEEL. Luck never smiled on him till he had finally succeeded. It was intellect and sciyears the secret was discovered. In the '40s he wanted to make cannon of cast steel, vented another money-making process which turns out weldless railway tires. It made the millions which were spent in developing the works and in making cannon which eventually came to be recognized as the best in the world. Experiment, experiment, was the law of Alfred Krupp, and his efforts were at last awarded, when in of his own invention from Essen

the '70s he rearmed the Germans with guns ginia, have made a 12 per cent. reduction The most striking sight in the Krupp fac- devoted men and women, whose only the wages of miners. Five thousand tory at Essen is the casting of crucible steel and end is to make the world better. The most striking sight in the Krupp fac- devoted men and women, whose only aim according to the principle of old Peter The Roman Catholic Church heads the list Friedrich. It is the purest in the world. First the raw ore from the Krupp mines is with 3,000 vowed "religiouses," these being at the reporter: "Healthy? Lor' bless yer, converted into pig-iron with coal from the exclusive of priests, ministers, hospital and yes! I don't feel much, if any different now this dispute will be in January. At that Krupp mines at the Krupp blast furnaces. to this season's prices or other matters, be- At Essen it is turned into puddled iron or steel, then the bars are broken into small pieces, which are placed in little crucibles according to the composition desired. Large furnaces all around the foundry refused to permit the unloading of the con- blaze away for many hours, melting the steel in these crucibles of clay, and in the central space is the ingot method set in the floor. A block of eighty-five tons can now be cast, which shows how great an advance has been made since 1851, when Al-

> ing exhibited in London, A VAST ORGANIZATION. When the metal has reached the correct the mold, and a white-bearded veteran

> down from generation to generation. No The veteran gives a signal and the doors of the furnaces open. With perfect disci-pline the men march off to their appointed doors in pairs, each pair carrying long steel tongs, with which they lift up a crucible full of molten steel. In an instant the scene is changed, the whole place glows with the ing metal, and the men march solemnly and regularly from all sides to the mold in

the center, where the old man directs them

with a wave of his wand to pour their burdens into the pit. furnaces and return with other crucibles | Coroner Hogan, who went to the house to full of steel. They march and countermarch with all the order of the dance or the parade; it is a dance of fairies or of demons. as you choose to regard these pots which dition of the cotton market: "The enormous | carry in them the power of death and the radiance of some magic light. A few minutes and all is over. The mold is full and slowly congealing, cooling and changing color; the furnaces are closed, melting more steel to make cannon, projectiles, rifle barrels, tools, springs and railway wheels. Of the organization of the Krupp works a of frolic, supposing the weapon was empty few figures must be allowed to speak. Essen | The ball that struck Miss Meholic in the consists of sixty departments; with 5,300 machines, 63 hydraulic presses, 323 steam thought at the time that the girl had been bollers, 369 electric motors, 591 cranes, 44 lolected this city as the place for holding the | comotives and 2,000 rallway cars for its own state convention and named May 18 as the | railways. For rapid communication between date. A resolution was adopted indorsing different departments it has 31 telegraph

000, is the property of young Miss Krupp.

Rough Transatlantic Voyages. NEW YORK, Feb. 5.-One seaman was washed overboard during the rough and tempestuous voyage of the steamer Blucher, which arrived to-day, another fell and broke his, leg and a boy was injured. The steamer Finland, which arrived to-day from Antwerp on her first trip since she grounded off Flushing, had an exceedingly rough trip, but without damage to the vessel or injury to passengers or crew.

The Union National Bank solicits your iness; facilities second to none. william J. Richards, president.



VIEW OF A HUGE ELM TREE WHICH GROWS THROUGH THE ROOF OF A BARN AT KENNEBUNK, ME.

WOMAN'S GRAPHIC STORY OF HOW SHE WAS ROBBED

and a Wicked "Cabby" Chloroformed Her.

NEW YORK, Feb. 5.-A cabman named Moffatt has just been held for trial on a and tested. Here are Japanese sitting at charge of robbery made by Miss Clayborne Sheldon, of Buffalo, who told Magistrate Barlow a remarkable story of her arrival here as a stranger and her attempt to reach a reputable Broadway hotel in a

Miss Sheldon came from Buffalo on Jan. 17, she said, to seek a position as a vocalist. She had been directed to an uptown hotel, but by mistake landed down town. "I told the first cabman I met that I wanted to go rifle barrels for the army. Shot and shell to the hotel," she said. "He said it would

"I do not know how many miles I was driven, but hours passed. Every time I THE OLDEST WOMAN IN spoke to the cabman he said that we were getting near the hotel. I could not understand what he meant, and after we had tion in the busiest periods of something appassed a familiar corner I stopped the cab Enjoys a Puff at Her Pipe Several and determined to get out. "'Where am I?' I said.

"You are near the hotel," he replied. "'Well, I will walk the rest of the way,' I said. Then I tried to get out and the the Atlantic liners receive the huge castings | cabman seized me and forced me into the

"'You will not leave this cab," said he 'until you pay me \$100.' I asked him what to avoid trouble. I screamed and he seized me by the throat. He told me to keep quiet, but I kept on fighting as well as I could. Then he threw a handkerchief over my face. I think it was saturated with chloroform. It made me sick. I ceased to struggle and do not recall anything until some time afterward I found myself lying in a gutter. I was dazed and sick. After a while I was able to walk and found that I was nearly two miles

The woman sought a policeman to whom the most remarkable part of the affair, which had occurred in a street that is crowded night and day, then developed. From the woman's description the policeman immediately recognized the cabman and set out to find him. He arrested Moffatt in a distant section of the city and learned he had quit cab driving the day after the holdup. The officer fully con-firmed his part of the adventure, and Mofauthorities for embezzlement, has commit- lowed up in the experiments with crucible fatt was identified in court by the com-

Large Number of Earnest Men and Women Are Trying to Better the World.

philanthropic workers in Chicago, earnest,

visiting nurses and other paid workers. The Salvation Army comes next, with 2,000 "working members," each of whom labors day and night to save the souls and bodies of less fortunate human creatures. All kinds of philanthropic efforts, ranging from "general rescue work" to teaching the ignorant, relief of the destitute, and restitution of the fallen, are kept going by the modest blue-garmented toilers. The Volunteers of America carry on work similar to that of the Salvation Army, and they, too, labor for unselfish reasons alone. a sensation in the engineering world" on be-Two hundred of these self-forgetting men and women struggle unceasingly for the good of their Chicago fellows. There are between fifty and seventy-five deaconesses in Chicago, black-clad women with white bonnet strings, who are like Sisters of Charity in all save vows and garb, and, like the sisters, work for the sake of the work only.

> WITH BULLET THROUGH HEAD, GIRL EATS SOUP

Mary Meholic, Supposed to Have Been Killed, on Road to Recovery.

CONNELLSVILLE, Pa., Feb. 5 .- With a patient. bullet hole in her head extending from temple to temple, Mary Meholic was found eat- SLAUGHTER OF WILD Out again the foremost ones pass to the ing vegetable soup at her home recently by investigate the details of her reported death. The physician who is attending the young Hungarian girl says that she probably will

The girl was a bridesmaid at a wedding. and while on her way home with a party of young persons was shot by John Hudock. The man was arrested and is in jail, though he says that he fired his revolver in a spirit head first went through his hand. It was

Crowded Cars and Health.

CLEVELAND, Feb. 5 .- The Board of Health of the city of Cleveland has decided to investigate the santiary effects of crowded street cars and will begin with a careful study of the results on the health of children at school. The city solicitor has given his opinion that the Board of Health has authority to regulate street railway service and it has the right to regulate the manner in which live stock may be carried in freight cars.

Gotham Opera House Closed.

NEW YORK, Feb. 5 .- Mayor McClellan's order to close the Grand Opera House was complied with to-night by the management. force the order if necessary. It was announced by one of the officials of the house
that it would be opened to-morrow night.

The died at the died at the died at the house to not be charged with negligence. 8. Instructions must be considered as a whole.

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HUGE ELM HAS GROWN THROUGH BARN ROOF

Nearly Every Visitor at Kennebunk, Me.

KENNEBUNK, Me., Feb. 5.-A big elm tree growing through the roof of a barn and spreading its branches half a hundred feet above that structure is a curiosity that nearly every visitor to Kennebunk makes it

The barn is located on the old Storer estate, which was occupied many years by the family of William Parsons, father of Charles Parsons, president of the Rome, Watertown & Ogdensburg Railroad. Years wishing to disturb the tree, built around it. Sheets of lead were laid around the great branches ti prevent the roof from leaking. Lattice work, extending from the ground nearly to the eaves on the south-ernly side, admits air and sunshine to the trunk of this hardy elm.

MAINE CHOPS WOOD

Times a Day and Has Good Appetite.

New York World.

The oldest person in Maine, if not the oldest in New England, is "Aunt" Lovicia Tenney Cox, of Harrington, who smokes a pipe, eats beefsteak, and occasionally chops wood, at the age of 105.

"Aunt" Lovicia was born in the town of Columbia, Washington county, on Jan. 12, 1799. She has always lived in remote spots, far from town, and so has attracted little attention from the newspapers, but her great age is perfectly authenticated by the town records of Columbia, and is well known to all her neighbors. She has only one daughter, her sole living relative, with whom she makes her home, this daughter being Mrs. Eliza Ann Shaw, aged seventy. When a newspaper man went to call upon the old woman the other day he found her rocking herself vigorously in an oldshe read of murders and wars in one of the

adays," said she, "compared with what there used to be." When reminded that the world moves faster now than in the days of her youth, and that there are more ways of killing people, Aunt Lovicia replied: "Well, yes; I s'pose so. They drink too much licker now, too. Why, they tell me PHILANTHROPISTS | that even the grand society ladies drink and smoke opium. When I was younger most of them that was killed got shot in the war, but they don't have any wars wuth talking about now. That last one of our's was an awful fizzle. Not much like the civil war that my old man went into. He died down there, on the way from Alexandria to New Orleans. Wasn't shot-no; just died. His name was James Cox. My CHICAGO, Feb. 5.—There are 5,300 unpaid years after we were married. I had four

children by my second husband, but they're ever knew is dead, too." When asked about her health, Aunt Lo-She watches me as a cat watches mice. Says she's afraid I'll fall and break my bones. Still, I can chop wood when she isn't around, and I often bring in a bucket of water from that well out at the door. Yes, sir, I've seen the cars, and rid in them, and steamboats, too, and I've seen the electric lights over at Machias. There's one thing, though, that I've never seen yet, and I want to see, and that's the Bangor fair. I like a good horse, and they have better horses up there than you ever see

down this way. "Aunt" Lovicia is twenty-one years older that the State of Maine, which was admitted to the Union in 1820; two years older than the town of Harrington, where she lives, and lacks but three years of being as troop transportation-by land. Her base old as her native town, Columbia. As an Illustration of her great vitality, a local physician relates that once, about two years ago, he was called to attend a man who had been injured on the road near Mrs. Shaw's house, and when he arrived, at midnight, he found "Aunt" Lovicia, then 103 years old, up and hustling, keeping a hot fire going and warming blankets for the

HORSES IN SOUTHWEST

Round-Up in Arizona—A Fiery Stallion.

EL PASO, Tex., Jan. 5 .- During the recent annual round-up of wild horses near Fredonia, western Arizona, eighty were killed and seventeen captured. Two parties of ranchmen engaged in the hunt and, surrounding the herds, drove them into a ravine, where the slaughter took place. The wild horses were led by a flery black stallion, which was game to the last. The best horses were roped and every effort was made to capture the stallion, but he made such a hard fight that it was found necessary to shoot him. The wild horses increase so rapidly that every year the ranchmen find it necessary to exterminate them, and for this purpose annual roundups are held.

Injured in Demolition Work.

KNOXVILLE, Tenn., Feb. 5.-While the

RUSSIA'S STEADY GAME OF GRAB IN THE FAR EAST

She Was a Stranger in New York Curiosity That Is Inspected by Occupation of Manchuria and Korea Only Stepping Stones to Her Ultimate Purpose.

WANTS COSSACK WORLD

LONDON, Feb. 5.-The chance of peace between Russia and Japan hangs by a slender thread. The Japanese people, inflamed by Russian aggression, are eager for a campaign, and between the nation in arms and the Czar's forces there stand only the ice-packed brain and the checking hands of three men-the president and forago Mr. Parsons enlarged the barn, and not eign minister of the Japanese Cabinet and

Let us take a calm, nonpartisan view to. Russia has since the Boxer movement taken from China and held the large linemarked space shown on the map-Manchuria. This is one of the most colossal grabs in history, and the events connected with it are best told in tabular form as fol-

1895-Russia compelled Japan to surrender Port 1897-Russia seized Port Arthur. 1900-Russia encroached largely in Manchuria. 1901-The Boxer rising enabled Russia to pour in "protective" troops.

After the war Russia promised evacuate when order was restored At the end of the year Russia obtained from China exclusive trading rights in Manchuria. 1902—Further rights were ceded to Russia on promise to evacuate Manchuria within eighteen months. 903-Russia announces that she will not evacuate Manchuria unless more exclusive rights are given her-practically sovereignty.

Great Britain, Japan and United States bid China stand firm in refusal. Russia tightens Russia promises to evacuate southernmost Manchuria by Oct. 8 if special rights in the coun-Japan protests; Russia strengthens her position and refuses to evacuate the country. China protests against the aggression Russian troops assemble on the Manchurian border of Korea and threaten Japanese priv-

Korea is vitally necessary to Japan as a mainland extension for her rapidly-overflowing population. Hence her demand for the evacuation of Manchuria is a measure of protection for her Korean rights.

WORKING HER WAY INWARD. The Russians have designs upon Korea, and have offered to divide that country with fashioned chair and smoking her pipe, while | Japan. Russia's ultimate plan, as generally, agreed, is possession of the entire northern coast line of the Japan and Yellow murders and crimes and big accidents now- seas-from Vladivostock round the southern spur of Korea to the gulf of Liaotong. In aid of her project she has put 100,000 troops into southern Manchuria, and has fortified the coastline of the Yellow sea, and established menacing posts on the Kor-

rean boundary This is the situation shorn of all complex details, and if Russia succeeds in maintaining her unwarranted position the future of Japan will be put back 100 years. This the United States and Great Britain do not desire, as the rise of Japan is the most effectual weapon against the aggres-

The attitude of China, in the event of a Russo-Japanese war, is one of extreme importance to Europe. If she elects to fight either for or against Russia, Great Judgment by agreement against defendant

The Assets of the Company in the United States.

Judgment by agreement against defendant Britain and France, as the allies of the for \$125 and costs. possible combatants-in-chief, may be drawn all dead, except Eliza Ann, who takes care into the vortex by reason of their respective of me now. Most every one else that I treaties with Japan and Russia. These agreements bring to either country the aid vicia said, sitting bolt upright and smiling being attacked by more than one power. The crucial period in the history of franchised two years. than I did twenty-five years ago. I can eat time Russia will be in the grip of the a good, big slice of beefsteak and then go to ice, which will hamper her movements bed and sleep sound, and I like a good, by land and sea. It is the moment for strong cup of tea. I've smoked ever since I Japan to strike. With all her arsenals was thirty, and I've done my share and and dockyards open, Japan would have more of hard work, all the way from an advantage over Russia, who would drudging about the house to helping my have no harbor of refuge or repair between husband in the mowing field, besides work- Vladivostok and Port Arthur. The former ing out for the neighbors. I'd do more now, would be closed by ice, and the latter would only Eliza Ann won't let me scarcely stir. be the base where Japan might attack the concentrated naval strength of her op-This she desires, as her fleet, although numerically inferior to that of Russia, is

> newer, better gunned, and more speedy. It is the gunnery that will count in this possible naval war. JAPAN IS NOT AFRAID. Japan has no qualms on the score of Russia's huge army. It is as impotent as

Germany's army corps are to Britain. Supremacy on the sea will decide the issue. In winter Russia is confronted with immense difficulties in her one means of

already provided, will blow up this rail- of the court upon a judgment the clerk way in several places, and so cut Russia's | cannot apply the same upon a judgment for Asiatic army off from its base in Europe. | costs rendered in another acton against the By this it will be seen that Russia will have two enemies-Japan and the ice. Another danger lies in the social conditions of Russia. In midwinter the discontented peasants will be feeling the severest from voting is not entitled to recover the pinch of poverty. Their emancipation from reward provided by Section 2330, Burns, the tyranny of local officials has only taken 1901. Eighty Killed at the Annual place on paper. Defeat for Russia might mean a revolution, and the desertion en masse of many regiments suspected of socialism. A Russian victory, on the other hand, might reunite the nation on the broad ground of patriotism. The comparative general forces of the

> Army (war footing). 4.600,000 men. 5,600 guns. -Navy.-28 battleships. *33 cruisers. 127 small craft. 64,000 seamen. 30,000 reserve men.

*Six old vessels; and one-half the total are

RUSSIA.

two countries are as follows:

third-class ships.

Army (war footing). 600,000 men. 700 guns. -Navy.-7 battleships.

24 cruisers (six third-class .. 80 small craft. 40,000 seamen. 20,000 reserve men

THREE YOUNG MEN IN THE CRIMINAL COURT

Charge Against Them Was Breaking Into and Robbing a C., H. & D. Car.

NEWS OF THE COURTS

Albert Patterson, eighteen years of age, was up before the Criminal Court yesterday on the charge of burglary. Patterson, George Gard, seventeen years old, and George Hawkey, fifteen, were charged with having broken into a C., H. & D. car and stolen some of the contents, which were consigned to George Reagan. Patterson was sentenced to the Indiana Reformatory from two to fourteen years. Hawkey's case came up before Judge Stubbs in the Juvenile Court. Gard told Judge Stubbs and his testimony was corroborated by Pat-terson—that he had stood on top of the car while Patterson and Hawkey stole the goods. This was denied by Hawkey, who claims that he was not there at all. Hawkey's case was taken under advise- On the 31st day of December, 1903

HOTEL COMPANY STOCK INVOLVED IN A SUIT

Judge Allen yesterday granted a temporary restraining order against George Ward, Katherine Caldwell, Charles W. Ward, the Indiana Hotel Company and the English Hotel Company, upon a petition filed by Minnie Ward, in which she charges that her husband, George Ward, and the other defendants are attempting to dispose of stock in the two hotels to which she is

George Ward filed a suit for divorce against Minnie Ward some time ago charg-ing cruel and inhuman treatment. His wife filed a cross-petition in the proceedings yesterday, alleging that her husband had promised to give her the hotel stock, which was in a safety deposit box in the Indiana National Bank. Mrs. Ward charges that her husband abstracted the stock from the box and inserted an envelope full of newspaper scraps. She asked that the hotel Other stocks and bonds..... companies be restrained from transferring | Loans on bonds and mortgages the stocks on their books and that the other defendants be restrained from disposing of the stock. The hearing for a temporary injunction is set for Feb. 13.

Injunction Is Refused.

Judge Carter yesterday refused to grant a temporary injunction against the city to enjoin it from erecting a pesthouse on the proposed site at Fourteenth street and Fall creek. The case came up before the court upon the petition of John Walters and his wife, who own property within 500 of the situation, and see what it amounts | feet of the site and who contended that the city had no right to condemn their property for pesthouse purposes.

Judge Carter held that a temporary injunction could not be granted unless it was shown that the city was not acting in good faith in condemning the property.

Daniel G. Williams Sues.

Daniel G. Williams, a traveling salesman, living at 2034 North Capitol avenue, has filed a petition for divorce against Anna H. Williams. The plaintiff alleges that he married the defendant on July 16, 1863, and of her children to Kansas. Mrs. Williams, it is alleged, is now at Mustang, O. T.

THE COURT RECORD.

SUPERIOR COURT. Room 1-John L. McMaster, Judge. George Haughey vs. the Indianapolis Traction and Terminal Company; damages. On trial by jury. Sylvester Hatfield vs. the Indianapolis Traction and Terminal Company; damages.

dismissed without prejudice. Judgment for costs vs. estate of plaintiff. SUPERIOR COURT. Room 2-James M. Leathers, Judge. John W. Elston et al. vs. United States Sand Filtration Company; mechanic's lien. dismissed. Costs paid. Henry C. Atkins et al. vs. Elizabeth S. Smith et al.; to quiet title. Evidence heard finding that real estate described in complaint be quieted in plaintiff. Judgment vs.

Death of plaintiff being shown, cause is

plaintiff for costs. Robert Thomas vs. Eliza F. Hardin et On the 31st day of December, 1903 al.; mechanic's lien. Judgment vs. defendants set aside by order of court. Smith H. Railsback vs. Wm. Zumpfe; appeal from Sheppard J. P. On trial by

Room 3-Vinson Carter, Judge. Jacob Hert vs. Antony Mascarle et al. malicious prosecution. Jury returned verdict for plaintiff for \$800. Emilie School vs. Susan Dennis et damages. On trial by jury.

CIRCUIT COURT. Henry Clay Allen, Judge. Margaret Glass vs. Street Railway Company; damages. Jury retires.

James Lynn vs. Wm. Magee; damages. Dismissed by plaintiff without prejudice. Frederick Haas vs. Chicago, Indianapolis

> CRIMINAL COURT. Fremont Alford, Judge.

Albert Patterson, burglary. Trial by Municipal bonds..... ally in the event of either | court. Evidence heard and finding of guilty. Sentenced to Indiana Reformatory and dis-

NEW SUITS FILED. Perry Warfield vs. Susle Warfield; divorce. Superior Court, Room 2. George H. Rickes vs. South Park Land Company et al.; suit on lien. Superior Court, Room. 2

The City Bond Company vs. John F. Mc-Leay et al.; complaint on improvement lieu. Superior Court, Room 1. Louisa Kastner vs. Indianapolis Traction and Terminal Company; complaint for damages. Superior Court, Room 3. In rechange of name of the Murphy-Grafftey Company. Lowe & Ayres vs. Birdle Altland et al.; foreclosure. Superior Court, Room 1. Emma Sutherland vs. David B. Riddle; suit on contract. Superior Court, Room 3. Daniel G. Williams vs. Anna H. Williams; divorce. Superior Court, Room 3.

HIGHER COURTS' RECORD.

SUPREME COURT. 20273. May vs. State of Indiana ex rel. Madison S. C. Affirmed. Jordan. J.-1. A county clerk in recovering money on judgments, or other dues of record in his ofmust be in Europe, and to bring troops | fice, under Section 7936, Burns, 1901, is no in winter time over the gradients and more than a special agent for that purpose, copy of the statement of the condicurves of the Siberian railway is a task and the statute is the warrant of such tion of the above-mentioned company on which would be extremely slow, even if un- agency, and he is limited to the power molested. But I have reason to know from | which it confers upon him in such mata competent authority that Japan, by means | ters. 2. Where money is paid to the clerk | the original statement, and that the said owner thereof. 20184. Board of Commissioners vs. Bliss. Jay C. C. Reversed. Monks, J.-A person

who buys a vote or hires a voter to refrain 20079. Mendenhall vs. Plate Glass Com-

pany. Howard C. C. Petition for rehearing overruled. -New Cases.-20293. Joseph W. McConnell vs. Charles E. Hampton et al. Benton C. C. Record. As-

signment of errors. In term. Bond. 20294. Isaac W. Speck vs. Lewis Henoyer et al. Newton C. C. Record. Assignment of errors. Notice (2) below.

APPELLATE COURT. 4574. Blanchard, etc., Co. vs. Colvin. Shelby C. C. Affirmed. Comstock, J.-1. Uncertainty in a complaint is reached by a motion to make more specific. 2. If more than one cause of action is stated in a paragraph of complaint the remedy is by motion to separate or by demurrer for misjoinder. 3. In seeking to recover upon a statutory remedy, if the complaint alleges the fallure of a duty imposed by statute, it is sufficient to allege such failure in the language of the statute imposing the duty. 4. An allegation In a complaint that a machine was not Clark. Monroe C. C. Appellants' reply properly guarded is not the statement of a brief (8). conclusion but of fact. 5. An Appellate Court will look to the whole record to determine the theory of a case. 6. A machine being one well known and in common use, It is to be remembered that Russia cannot in good repair, without defect, the danger relentless campaign against usurers that



Copy of Statement of the Coadition OF THE

HOME

No. 56 Cedar street, New York.

Insurance Co.

JOHN H. WASHBURN, President. AREUNAH M. BURTIS, WILLIAM H. CHENEY, Secretaries.

The amount of its capital is\$3,000,000 The amount of its capital paid up is 3,000,000

The Assets of the Company are as follows:

Cash in banks and in the hands of agents..... \$1,737,696.95 Real estate, unincumbered...... 1,593,892.06 United States bonds...... 2,011,000.00 State, county and municipal Railroad stocks and bonds...... of real estate, worth double the mortgaged, and free from any prior incumbrance..... Debts otherwise secured.....

Debts for premiums.....

Amount necessary to reinsure

outstanding risks.....

Total assets......\$18,040,793.99 LIABILITIES. Losses adjusted and not due \$263,598.90 Losses unadjusted, losses in suswaiting for further pany

Total liabilities..... The greatest amount in any one risk without deducting reinsurance \$300,000.00

State of Indiana, Office of Auditor of State, I, the undersigned, auditor of state of the State of Indiana, hereby certify that the above is a correct copy of the statement of that they lived together until Jan. 17, 1902, the condition of the above-mentioned comwhen his wife deserted him and took two pany on the 31st day of December, 1903, as shown by the original statement, and that the said original statement is now on file In testimony whereof, I hereunto subscribe

my name and affix my official [SEAL.] seal, this 1st day of February. D. E. SHERRICK, Auditor of State.

Copy of Statement of the Condition

=PELICAN= Assurance Co.

It is located at No. 47 Cedar street. New York, N. Y.

L. P. BAYARD, Secretary,

The amount of its capital is\$200,000

The amount of its capital paid up is .. 200,000

Cash on hand and in the hands United States government bonds.. 212,500.00 Ratiroad bonds. Debts otherwise secured, reinsurance due..... Debts for premiums..... All other securities, interest due and accrued

Total assets..... \$483,329.70 LIABILITIES. Losses adjusted and not due..... \$3,254.00

Losses unadjusted..... Losses in suspense, waiting for further proof .. All other claims against the com-8,794.51 Amount necessary to reinsure outstanding risks..... 171,896.71 Total liabilities..... \$204,642.64 The greatest amount in any one

the State of Indiana, hereby certify that the above is a correct the 31st day of December, 1903, as shown by

risk \$7,500.00

State of Indiana, Office of Auditor of State.

I, the undersigned, auditor of state

original statement is now on file in this In testimony whereof, I hereunto subscribe my name and affix my offi-[SEAL.] clal seal this 1st day of Februs

Grant C. C. Reversed. Henley, C. J .- i. A traveler approaching a railroad crossing is presumed to see whatever is in the range of his vision, if he looks, and hear what-ever he can hear, if he listens. 2. A person is not entitled to recover for an injury received at a railway crossing when the injured party did not use due care to guard against the injury.

4463. Indiana Manfacturing Company vs. Buskirk. Miami C. C. Transfer to Supreme Court denied. -Minutes.-4812. Chicago Terminal Transfer Company vs. John W. Walton, Lake S. C. Appellant's petition for additional time. Granted ninety days from Feb 10. 4936. Ohio Oll Company et al. vs. Levi Detamore. Huntington C. C. Appellee's brief

4800. Elliott Rarlden vs. Esther B. Rarlden. Newton C. C. Appellant's brief (8) on motion to dismiss 4986. Thomas Huff et al. vs. James B.

Relentless War on Usurers. NEW YORK, Feb. 5 .- As a result of the

walls of the burned buildings were being withdraw her forces from European fron- necessarily incident to its use is included is being conducted by the district attorpulled down John Gourley, aged twenty- tiers and waters. For this reason the in the assumption of risk and not in negliney's office, nearly all the big loan come, was struck on the head this afternoon whole of Japan's strength as shown would gence. 7. If an employe in using a machine panies have moved hurriedly across the with a piece of flying brick hurled through be available against Russia's Asiatic forces. used care reasonably commensurate with river to Jersey City to which place they A strong force of police was present to en- the air by a dynamite blast at the scene This gives Russia and Japan the following the risk assumed to avoid injury, he can- have advised their victims to send pay-